

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair David Howard, on March 15, 2017 at 3:00 PM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. David Howard, Chair (R)
Sen. Cary Smith, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Frederick (Eric) Moore (R)
Sen. Albert Olszewski (R)
Sen. Diane Sands (D)
Sen. Jason D. Small (R)

Members Excused: None

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Alexis Sandru, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 364, 3/10/2017
HB 266, 3/8/2017
HB 334, 3/10/2017
HB 362, 3/10/2017

Executive Action: HB 334 - BE CONCURRED IN
HB 362 - BE CONCURRED IN
HB 285 - BE CONCURRED IN
SB 329 - DO PASS AS AMENDED
HB 328 - BE CONCURRED IN AS AMENDED
HB 323 - BE CONCURRED IN
HB 257 - MOTION FAILED
HB 244 - MOTION FAILED

HEARING ON HB 364

Opening Statement by Sponsor:

00:01:41 Rep. Denley Loge (R), HD 14, opened the hearing on HB 364, Revise service animal laws.

[EXHIBIT\(phs54a01\)](#)

[EXHIBIT\(phs54a02\)](#)

00:02:15 Sen. Sands entered the hearing.

00:04:29 Sen. C. Smith entered the hearing.

Proponents' Testimony:

00:06:40 Rep. Barry Usher, HD 40

[EXHIBIT\(phs54a03\)](#)

[EXHIBIT\(phs54a04\)](#)

[EXHIBIT\(phs54a05\)](#)

00:15:07 Rickey Linafelter, president, Great Falls Chapter of the Montana Landlords Association, president, Montana Landlords Association

00:15:58 Bill Brainard, landlord, Great Falls

00:18:21 Connie O'Loughlin, landlord, Great Falls

Opponents' Testimony:

00:20:01 Travis Hoffman, Montana Independent Living Centers, Summit Independent Living, Missoula

00:23:38 Alicia Smith, representing herself and the National Alliance on Mental Illness Montana

00:27:40 Beth Brenneman, Disability Rights Montana

[EXHIBIT\(phs54a06\)](#)

00:32:42 Eric Strauss, administrator, Employment Relations Division, Montana Department of Labor and Industry, Human Rights Bureau

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:34:43 Rep. Loge

HEARING ON HB 266

Opening Statement by Sponsor:

00:38:53 Rep. Nancy Ballance (R), HD 87, opened the hearing on HB 266, Authorize interstate healthcare compact.

Proponents' Testimony: None

Opponents' Testimony:

00:42:50 Alicia Smith, representing herself and the National Alliance on Mental Illness Montana

Informational Testimony: None

Questions from Committee Members and Responses:

00:43:17 Sen. C. Smith
00:46:42 Rep. Ballance
00:47:09 Sen. Gross
00:48:03 Rep. Ballance
00:48:11 Sen. Sands
00:52:00 Rep. Ballance
00:52:21 Sen. C. Smith
00:53:26 Rep. Ballance
00:54:24 Sen. C. Smith
00:55:20 Chair Howard
00:56:00 Rep. Ballance
00:56:55 Chair Howard
00:57:23 Rep. Ballance
00:57:42 Sen. Gross
00:58:38 Rep. Ballance
00:59:00 Chair Howard
00:59:57 Rep. Ballance
01:00:26 Sen. Sands
01:00:57 Rep. Ballance

Closing by Sponsor:

01:01:29 Rep. Ballance

01:01:36 Sen. Moore left the hearing.

HEARING ON HB 334

Opening Statement by Sponsor:

01:01:59 Rep. Jon Knokey (R), HD 65, opened the hearing on HB 334, Directing that medicaid appropriations be used only for medicaid expenditures.

Proponents' Testimony:

01:06:28 Rose Hughes, executive director, Montana Health Care Association

01:07:12 Sen. Sands left the hearing.

01:08:10 Travis Hoffman, Montana Independent Living Centers, Summit Independent Living, Missoula

01:08:41 Kelly Jepson, policy analyst, Government Relations, Consumer Direct Care Network

EXHIBIT(phs54a07)

01:09:18 Abigail St. Lawrence, Montana Speech-Language-Hearing Association; Montana Association of Naturopathic Physicians; Montana Association of Marriage and Family Therapists

01:11:05 Jackie Boyle, AARP Montana

01:12:15 Alicia Smith, representing herself and the National Alliance on Mental Illness Montana

01:13:00 Ken Brown, Opportunity Resources

01:13:51 Fran Sadowski, CEO, Missoula Developmental Service Corporation

01:16:34 Diana Tavary, representing herself

01:18:00 Charlie Briggs, Easter Seals-Goodwill Northern Rocky Mountain

01:18:40 Matt Kuntz, executive director, National Alliance on Mental Illness Montana

01:19:11 Eve Franklin, Montana Association of Disability Services

01:19:45 Beth Breneman, Disability Rights Montana

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:20:40 Sen. Hinebauch

01:21:05 Rep. Knokey

01:21:15 Sen. Hinebauch

Closing by Sponsor:

01:21:30 Rep. Knokey

HEARING ON HB 362

Opening Statement by Sponsor:

01:23:06 Rep. Ellie Hill Smith (D), HD 90, opened the hearing on HB 362, Fingerprint background checks for licensing under medical licensure compact.

Proponents' Testimony:

01:24:29 Greg Dorrington, Montana Medical Association

01:25:08 Sen. Caferro left the hearing.
01:25:17 Sen. Olszewski entered the hearing.
01:25:28 Casey Blumenthal, Montana Hospital Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:25:54 Sen. C. Smith
01:28:03 Rep. Hill Smith
01:28:08 Sen. C. Smith

Closing by Sponsor:

01:29:11 Rep. Hill Smith

01:29:58 Recess
01:41:10 Reconvene

01:41: 11 Sen. Caferro, Sen. Moore and Sen. Sands entered the meeting.

EXECUTIVE ACTION ON HB 334

01:51:54 **Motion/Vote:** Sen. C. Smith moved that **HB 334 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Smith will carry the bill.

EXECUTIVE ACTION ON HB 362

01:52:31 **Motion/Vote:** Sen. C. Smith moved that **HB 362 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Gross will carry the bill.

EXECUTIVE ACTION ON HB 285

01:53:24 **Motion:** Sen. C. Smith moved that **HB 285 BE CONCURRED IN**.

Discussion:

01:53:55 Sen. Sands

01:54:03 **Vote:** Motion carried 6-3 by roll call vote with Sen. Hinebauch, Sen. Moore and Sen. C. Smith voting no. Sen. Sands will carry the bill.

EXECUTIVE ACTION ON SB 329

01:55:11 **Motion:** Sen. Olszewski moved that **SB 329 DO PASS**.

01:55:40 **Motion:** Sen. Olszewski moved that **SB 329 BE AMENDED.**

Discussion:

01:55:54 Sen. Olszewski
EXHIBIT(phs54a08)

01:56:26 Chair Howard

01:57:03 Sen Sands

01:57:57 Sen. Olszewski

01:58:29 **Vote:** Motion carried 6-3 by roll call vote with Sen. Caferro, Sen. Gross and Sen. Sands voting no.

01:59:11 **Motion:** Sen. Olszewski moved that **SB 329 DO PASS AS AMENDED.**

Discussion:

01:59:25 Sen. Sands

02:00:29 Sen. C. Smith

02:01:04 **Vote:** Motion carried 6-3 by roll call vote with Sen. Caferro, Sen. Gross and Sen. Sands voting no.

EXECUTIVE ACTION ON HB 328

02:01:50 **Motion:** Sen. C. Smith moved that **HB 328 BE CONCURRED IN.**

02:02:10 **Motion:** Sen. Olszewski moved that **HB 328 BE AMENDED.**
EXHIBIT(phs54a09)

02:04:25 **Motion/Vote:** Sen. Olszewski moved that **HB 328 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Olszewski will carry the bill.

02:05:13 Chair Howard

EXECUTIVE ACTION ON HB 323

02:05:32 **Motion:** Sen. C. Smith moved that **HB 323 BE CONCURRED IN.**

02:05:59 **Motion:** Sen. Howard moved that **HB 323 BE AMENDED.**

Discussion:

02:06:29 Alexis Sandru, Legislative Services Division
EXHIBIT(phs54a10)

02:07:12 Sen. Sands

02:08:23 Chair Howard

02:08:57 Sen. Sands
02:09:21 Sen. C. Smith

02:10:04 Without objection, Sen. Howard withdrew the BE AMENDED motion.

02:10:19 **Motion:** Sen. Olszewski moved that **HB 323 BE CONCURRED IN.**

Discussion:

02:10:36 Sen. Sands
02:10:56 Sen. Olszewski

02:11:33 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski will carry the bill.

02:11:52 Sen. C. Smith
02:12:02 Chair Howard

EXECUTIVE ACTION ON HB 257

02:12:15 **Motion:** Sen. Sands moved that **HB 257 BE CONCURRED IN.**

Discussion:

02:13:49 Sen. Caferro
02:13:58 Sen. Sands
02:14:12 Sen. Caferro
02:14:26 Chair Howard
02:14:40 Sen. Sands
02:15:01 Sen. Caferro
02:15:29 Sen. Sands
02:15:39 Sen. Moore
02:16:10 Sen. Gross
02:16:47 Sen. C. Smith
02:17:27 Sen. Sands

02:18:13 **Vote:** Motion failed 4-5 by roll call vote with Sen. Caferro, Sen. Gross, Sen. Sands and Sen. C. Smith voting aye.

EXECUTIVE ACTION ON HB 244

02:19:06 **Motion:** Sen. C. Smith moved that **HB 244 BE CONCURRED IN.**

Discussion:

02:19:31 Sen. Olszewski
02:20:23 Sen. Gross

02:20:39 **Vote:** Motion failed 2-7 by voice vote with Sen. Caferro and Sen. Moore voting aye.

ADJOURNMENT

Adjournment: 5:22 PM

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([phs54aad.pdf](#))